

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Steven Streatfield Gill

United States Application No.: 10/577,879

International Application No.: PCT/GB04/04523

International Filing Date: 10-26-04

For: INTERVERTEBRAL PROSTHESIS

Attorney Docket No.: 3174.00019

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the DO/EO/US. In response thereto, enclosed please find the following:

1. An executed Declaration and Power of Attorney for Patent Application;
2. Our check in the amount of \$50.00 that represents the surcharge for filing the Declaration after the appropriate 20 or 30 months from the priority date.

01/19/2007 GFREY1 00000062 10577879

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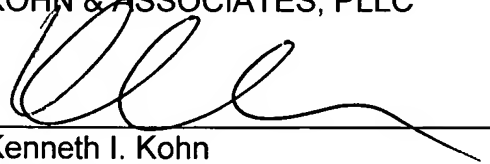
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United States Application No.: 10/577,879  
Attorney Docket No.: 3174.00019

Please charge our Deposit Account No. 11-1449 for any additional fees or credit  
our account for any overpayment.

Respectfully submitted,

KOHN & ASSOCIATES, PLLC



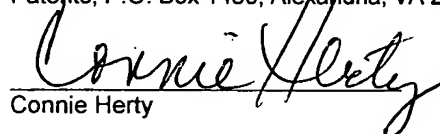
Kenneth I. Kohn  
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Dated: January 15, 2007

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

Express Mail Mailing Label No.: EV701296093US  
Date of Deposit: January 15, 2007

I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office To  
Addressee" service under 37 CFR 1.10 on the date indicated  
above and is addressed to: Mail Stop: PCT, Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Connie Herty



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Box 1457  
 Alexandria, VA 22311-1457  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/577,879	FIRST NAMED APPLICANT STEVEN STREATFIELD GILL	ATTY. DOCKET NO. 3174.00019
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INTERNATIONAL APPLICATION NO.

PCT/GB04/04523

I.A. FILING DATE

10/26/2004

PRIORITY DATE

10/30/2003

CONFIRMATION NO. 5420

371 FORMALITIES LETTER



\*OC000000021694785\*

Date Mailed: 12/27/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/28/2006
- Copy of the International Search Report filed on 04/28/2006
- Preliminary Amendments filed on 04/28/2006
- Request for Immediate Examination filed on 04/28/2006
- U.S. Basic National Fees filed on 04/28/2006
- Specification filed on 04/28/2006
- Claims filed on 04/28/2006
- Abstracts filed on 04/28/2006
- Drawings filed on 04/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$50 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$50 for a Large Entity:

- Total additional claim fee(s) for this application is \$ 50

- \$50 for 10 total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,879	PCT/GB04/04523	3174.00019